

EXHIBIT S

Sutliff, Graham

From: Sutliff, Graham
Sent: Tuesday, August 14, 2007 12:21 PM
To: Matz, Robert
Cc: Reiley, Amy; Schuurman, Bill; Buss, Brian; drace@icklaw.com; dougmcswane@potterminton.com; Walker, Floyd; Preston, Hilary; jsanders@robritlaw.com; Gray, Joseph; fedserv@icklaw.com; Bhakar, Vid; Edelman, Michael N.; Ellovich, Sari J.; Fazio, James V.; Henderson, Christina; deborahmart@paulhastings.com; Matz, Robert; Poon, Daisy; Sadaghiani, Gisu S.; Williams, Shane
Subject: RE: AdvanceMe v. AmeriMerchant

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Robert-

While less than 24 hours notice does not comply with my previous request of reasonable notice, First Funds is prepared to accommodate your request beginning at 11 a.m. EST tomorrow.

I understand that you had a recent conversation with Floyd Walker, and you told him that you may not be coming due to the Court's recent Order in the RapidPay matter.

Please let me know your intentions within the hour so we can prepare for your visit. If I do not hear from you by 2:30 p.m. CDT, I will assume that you no longer plan to travel to New York.

With respect to other issues addressed in your letter, I will respond via a separate letter. Thank you.

Graham

From: Fitch, Kimberly W. [mailto:kimberlyfitch@Paulhastings.com]
Sent: Tuesday, August 14, 2007 11:37 AM
To: Sutliff, Graham
Cc: Sutliff, Graham; Reiley, Amy; Schuurman, Bill; Buss, Brian; drace@icklaw.com; dougmcswane@potterminton.com; Walker, Floyd; Preston, Hilary; jsanders@robritlaw.com; Gray, Joseph; fedserv@icklaw.com; Bhakar, Vid; Edelman, Michael N.; Ellovich, Sari J.; Fazio, James V.; Henderson, Christina; deborahmart@paulhastings.com; Matz, Robert; Poon, Daisy; Sadaghiani, Gisu S.; Williams, Shane
Subject: AdvanceMe v. AmeriMerchant
Importance: High

Attached please find correspondence from Robert C. Matz.

Regards,

Kimberly Fitch, Legal Secretary | Paul, Hastings, Janofsky & Walker LLP | Five Palo Alto Square, Sixth Floor, Palo Alto, CA 94306 | direct: 650 320 1867 | main: 650 320 1800 | direct fax: 650 320 1967 | kimberlyfitch@paulhastings.com | www.paulhastings.com

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8/15/2007

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